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ET 161058302 US

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PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing OR ☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number

Coax 01.003

First Named Inventor

HODGE, Winston W.

**COMPLETE IF KNOWN**

Application Number

09 / 823,179

Filing Date

03-29-2001

Group Art Unit

Examiner Name

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Multi-Tier Buffering System and Method Which Combines  
Video, Data and Voice Packets**

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY)

03/29/2001

as United States Application Number or PCT International

(if applicable).

Application Number

and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

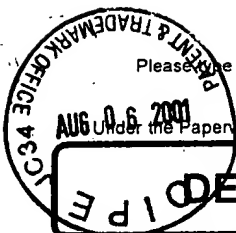
☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:

☐ Customer Number  
or Bar Code Label

OR ☒

Correspondence address below

Name Michael A. Kerr

Address P.O. Box 2345

Address

City Stateline

State NV

ZIP 89449

Country U.S.A.

Telephone 775-588-9498

Fax 775-588-9788

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) Winston W.

Family Name

or Surname Hodge

Inventor's  
Signature

Date

7/6/01

Residence: City Yorba Linda

State CA

Country USA

Citizenship USA

Mailing Address 24290 Avenida de Marcia

Mailing Address

City Yorba Linda

State CA

ZIP 92887

Country USA

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) William H.

Family Name

or Surname Darnall

Inventor's  
Signature

Date

7/6/01

Residence: City Costa Mesa

State CA

Country USA

Citizenship USA

Mailing Address 24290 Avenida de Marcia

Mailing Address

City Yorba Linda

State CA

ZIP 92887

Country USA

☐ Additional inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

ASSIGNMENT

WHEREAS, Winston W. Hodge, an individual, having a place of business at 24290 Avenida de Marcia, Yorba Linda, CA 92887, is the applicant/inventor of the United States Patent Application for the Multi-Tier Buffering System and Method Which Combines Video, Data, and Voice Packets, filed on March 29, 2001.

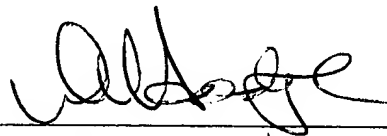
WHEREAS, William H. Darnall, an individual, having a place of business at 24290 Avenida de Marcia, Yorba Linda, CA 92887, is the applicant/inventor of the United States Patent Application for the Multi-Tier Buffering System and Method Which Combines Video, Data, and Voice Packets, filed on March 29, 2001.

WHEREAS, Coax Corporation, a corporation organized under the laws of the State of California, having a place of business at 24290 Avenida de Marcia, Yorba Linda, CA 92887, is desirous of acquiring the exclusive right, title and interest in and to said United States Patent Application.

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, Winston W. Hodge and William H. Darnall do hereby sell, assign, transfer and set over unto Coax Corporation, its successors and assigns, the full and exclusive right, title, and interest in and to said United States Patent Application and to said invention in all other countries including all priority rights under the International Convention.

WITNESS MY HAND at Yorba Linda, California, this \_\_\_ day of March, 2001.

Signature:



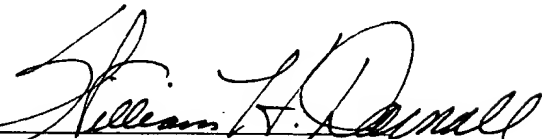
Print Name:

Winston Hodge

Title:

CEO/Pres  
Winston W. Hodge

Signature:



Print Name:

William H. Darnall

Title:

CTO/VP Engineering  
William H. Darnall